

IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **People of MI v Kimberly Johnson**

Docket No. **305307**

L.C. No. **11-004355-FH**

Christopher M. Murray, Judge, acting under MCR 7.211(E)(2), orders:

This cause is REMANDED to the trial court to appoint appellate counsel for the defendant-appellee. Matters pertaining to the appointment of an attorney are decided in the trial court. MCR 7.208(G). Counsel shall be appointed to represent the defendant on appeal if counsel was appointed to represent the defendant in the trial court. MCR 6.425(F)(1)(d)(iv). Counsel may be appointed if the defendant was not represented by appointed counsel during the trial court proceedings, if the defendant requests the appointment of counsel on remand and is indigent.

It is the responsibility of the retained trial attorney Paul Daniel Curtis (P29737) to inform the defendant of this order and to make any appropriate post-conviction motion to implement the provisions of this order. MCR 6.005(H)(4).


This Court retains jurisdiction.



A true copy entered and certified by Larry S. Royster, Chief Clerk, on

NOV 23 2011

Date


Chief Clerk